

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

Plaintiff,

ORDER

06-CR-6134L

v.

TERRELL JOHNSON,

Defendant.

At the conclusion of the Government's case, defendant moved for a judgment of acquittal on both counts pursuant to FED. R. CRIM. P. 29. I reserved on the motion and submitted the matter to the jury. FED. R. CRIM. P. 29(b). The jury returned a guilty verdict on both counts on June 13, 2007.

I have considered all of defendant's arguments in support of the motion and deny the motion for judgment of acquittal in all respects as to both counts.

IT IS SO ORDERED.

A handwritten signature in black ink, reading "David G. Larimer", is written over a horizontal line.

DAVID G. LARIMER
United States District Judge

Dated: Rochester, New York
June 15, 2007.